## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION No. 7:07-CV-134-D

UNITED STATES OF AME ex rel. KAREN WARD,	RICA	)
	Plaintiff,	)
v.		) ORDER
JOHN J. PECK,		)
	Defendant.	)

John Peck filed a motion for summary judgment [D.E. 59]. The United States responded in opposition [D.E. 61, 62], and Peck replied [D.E. 68].

The court has reviewed the record in light of the governing standard. Genuine issues of material fact exist. Accordingly, Peck's motion for summary judgment [D.E. 59] is DENIED.

SO ORDERED. This 21 day of February 2012.

JAMES C. DEVER III
Chief United States District Judge